Los Angeles County Sheriff's Department
Supervisor's Report on Use of Force

Incident Information

URN: 914-05996-1519-145	Date: 08/21/14	Time: 2205 hours	
Location: [redacted] Lexington Gallatin Road	City or Station: Pico Rivera		
Bureau/Station/Facility: South Patrol Division / Pico Rivera Station	Admin. Investigation: ○ YES ◉ NO		
Type of Force: Taser, Team Takedown, Control Holds			
Incident Category: ○1 ○2 ◉3	Deputy Injury: ◉ YES ○ NO	Suspect Injury ◉ YES ○ NO	
☒ Call ☐ Observation ☐ Detail	☐ Foot Pursuit ☐ Vehicle Pursuit		
IAB Notified: ◉YES ○ NO	Person Notified: Lieutenant R. Harpham	Emp: [redacted]	IAB Roll Out ◉ YES ○ NO

Involved Employee

E1

Employee #	Last Name	First Name	Middle I.	Rank
[redacted]	Felix	Venus	S.	Dep.

Sex	Race	Height	Weight	Age	Shift	
○ M ◉ F	H	508	155	[redacted]	○ EM ○ Day ◉ PM	◉ Regular Shift ○ OT Shift ○ Off Duty

Unit of Assignment: Pico Rivera
Work Assignment (Unit #, Module, etc.): 151F

Individual Force Used: Taser, Control Hold, Team Takedown
○ Directed ○ Rescue ○ Medical Assist
Individual Category: ○1 ○2 ◉3

☒ Injured ☐ Treated ☐ Admitted Facility: N/A
Coroner Case #

E2

Employee #	Last Name	First Name	Middle I.	Rank
[redacted]	Guillen	Juan	J.	Dep.

Sex	Race	Height	Weight	Age	Shift	
◉ M ○ F	H	507	180	[redacted]	◉ EM ○ Day ○ PM	◉ Regular Shift ○ OT Shift ○ Off Duty

Unit of Assignment: Pico Rivera Station
Work Assignment (Unit #, Module, etc.): 152E

Individual Force Used: Team Takedown, Control Hold
○ Directed ○ Rescue ○ Medical Assist
Individual Category: ○1 ○2 ◉3

☐ Injured ☐ Treated ☐ Admitted Facility:
Coroner Case #

E_

Employee #	Last Name	First Name	Middle I.	Rank

Sex	Race	Height	Weight	Age	Shift	
○ M ○ F					○ EM ○ Day ○ PM	○ Regular Shift ○ OT Shift ○ Off Duty

Unit of Assignment:
Work Assignment (Unit #, Module, etc.):

Individual Force Used:
○ Directed ○ Rescue ○ Medical Assist
Individual Category: ○1 ○2 ○3

☐ Injured ☐ Treated ☐ Admitted Facility:
Coroner Case #

On Duty Supervisor ☐ Additional Involved Employees

Emp #	Last Name	First Name	Middle I.	Rank	Present	Witness to Incident
[redacted]	Jordan	James	T.	Sgt.	YES ○ NO ◉	YES ○ NO ◉

Supervisor Completing Investigation

Emp #	Last Name	First Name	Middle I.	Rank	Present	Witness to Incident
[redacted]	Godwin	Brian	D.	Sgt.	YES ○ NO ◉	YES ○ NO ◉

Watch Commander / Supervising Lieutenant

Emp #	Last Name	First Name	Middle I.	Rank
[redacted]	Villanueva	Alexandro	NMN	Lt.

Watch Commander / Supervising Lieutenant's **Signature:** Date Copy Provided to Employee by: Emp #:

Captain Allen M. Castellano
Unit Commander **(Print Name)** Unit Commander's **Signature**: Emp #: Date

DISCOVERY Use Only
FO# FO 2363502

☒ PPI REVIEW COMPLETED

Original: Discovery Unit
Copy: Unit Commander

SH-R-438P (Rev. 01/13)

Supervisor's Report on Use of Force
SUSPECT INFORMATION

9 1 4 - 0 5 9 9 6 - 1 5 1 9 - 1 4 5

Suspect Information

S 1

Last Name: [redacted]	First Name: [redacted]	Middle Name: NMN	Armed? Select: Not Armed
AKA Last Name:	First Name:	Middle Name:	

Sex	Race	Age	Height	Weight	D.O.B.	Phone #1	Phone #2
○ Male ◉ Female	H	17	504	140	[redacted]	◉ H ○ W ○ C [redacted]	○ H ○ W ○ C

Street Address: [redacted]	City: [redacted]	State & Zip Code: [redacted]

Booking #: [redacted] Primary Charge Code: 243(b) P. C. Secondary Charge Code: 9.24.010 PRV [redacted] Criminal History

Treated on Scene? ◉ YES ○ NO Name: Los Angeles County Fire Unit: Squad 40 Phone #: (323) 881-2411

Hospital Admission? ☐ Rec'd Treatment At: Beverly Hospital Coroner Case #: Mental History ☐ User's guide provides direction on this entry

By: Doctor Konia Address: 309 West Beverly Boulevard, Montebello Phone #: (323) 726-1222

Under Influence: ○ YES ◉ NO Substance: 5150 a factor in force? ○ YES ◉ NO User's guide provides direction on this entry

Suspect Interview

Date: 08-21-14 Time: 2321 ☒ Audiotape: ☒ Videotape: ☒ Photos of Injuries: ☐ ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S__

Last Name:	First Name:	Middle Name:	Armed? Select:
AKA Last Name:	First Name:	Middle Name:	

Sex	Race	Age	Height	D.O.B.	Weight	Phone #1	Phone #2
○ Male ○ Female						○ H ○ W ○ C	○ H ○ W ○ C

Street Address:	City:	State & Zip Code:

Booking #: Primary Charge Code: Secondary Charge Code: ☐ Criminal History

Treated on Scene? ○ YES ○ NO By: Unit: Phone #:

Hospital Admission? ☐ Rec'd Treatment At: Coroner Case #: Mental History ☐ User's guide provides direction on this entry

By: Address: Phone #:

Under Influence: ○ YES ○ NO Substance: 5150 a factor in force? ○ YES ○ NO User's guide provides direction on this entry

Suspect Interview

Date: Time: ☐ Audiotape: ☐ Videotape: ☐ Photos of Injuries: ☐ ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S__

Last Name:	First Name:	Middle Name:	Armed? Select:
AKA Last Name:	First Name:	Middle Name:	

Sex	Race	Age	Height	D.O.B.	Weight	Phone #1	Phone #2
○ Male ○ Female						○ H ○ W ○ C	○ H ○ W ○ C

Street Address:	City:	State & Zip Code:

Booking #: Primary Charge Code: Secondary Charge Code: ☐ Criminal History

Treated on Scene? ○ YES ○ NO By: Unit: Phone #:

Hospital Admission? ☐ Rec'd Treatment At: Coroner Case #: Mental History ☐ User's guide provides direction on this entry

By: Address: Phone #:

Under Influence: ○ YES ○ NO Substance: 5150 a factor in force? ○ YES ○ NO User's guide provides direction on this entry

Suspect Interview

Date: Time: ☐ Audiotape: ☐ Videotape: ☐ Photos of Injuries: ☐ ADMITS HEARING ANNOUNCEMENTS

☐ **Additional Suspects Involved**

Supervisor's Report on Use of Force

9 1 4 - 0 5 9 9 6 - 1 5 1 9 - 1 4 5

Method

(AW) Arwen
(BC) Baton: (Control)
(BI) Baton: (Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds: (Control Techniques)
(TT) Control Holds: (Team Takedown)
(TD) Control Holds: (Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(RO) Restraint Device (Other)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device: Hobble (Legs Only)
(TP) Restraint Device: Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(IR) Less Lethal Impact Round (other)
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative
(HR) High Risk

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Involved

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hands
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(NO) Nose
(SH) Shoulder
(WR) Wrist

FORCE USED BY		FORCE USED AGAINST		Method (Code)	Type of Injury (Code)	Body Part (Code)
Name	E# or S#	Name	E# or S#			
Subject [redacted]	S#1	Deputy Felix	E#1	UC	NN	
Deputy Felix	E#1	Subject [redacted]	S#1	CT	NN	AR
Subject [redacted]	S#1	Deputy Felix	E#1	PP	NN	CH
Deputy Felix	E#1	Subject [redacted]	S#1	CT	NN	
Subject [redacted]	S#1	Deputy Felix	E#1	UC	NN	
Deputy Felix	E#1	Subject [redacted]	S#1	TT	FR	EL
Deputy Guillen	E#2	Subject [redacted]	S#1	TT	AB	FI, EL, KN
Subject [redacted]	S#1	Deputy Felix	E#1	PH	NN	
Subject [redacted]	S#1	Deputy Guillen	E#2	PH	NN	
Subject [redacted]	S#1	Deputy Felix	E#1	PK	SD	KN
Deputy Felix	E#1	Subject [redacted]	S#1	CT	NN	LE
Deputy Guillen	E#2	Subject [redacted]	S#1	CT	NN	CH
Subject [redacted]	S#1	Deputy Felix	E#1	PK	CP	LE
Deputy Felix	E#1	Subject [redacted]	S#1	TR	NN	HI

COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT

INVESTIGATIVE SUMMARY

INCIDENT:	**Category Three Use of Force**
IAB FILE NUMBER:	**FO 2363502**
URN#:	**914-05996-1519-145**
DATE/TIME:	**August 21, 2014, 2205 Hours**
LOCATION:	[redacted] **Lexington Gallatin Road, Pico Rivera**

SYNOPSIS

On August 22, 2014, an Internal Affairs Bureau (IAB) team comprised of Lieutenant Richard Harpham, Sergeant Brian Godwin, and Sergeant Chad Smeltzer, responded to Pico Rivera Sheriff's Station to conduct a use of force review subsequent to learning the subject suffered a fractured right elbow during the incident. Upon their arrival, they were informed of the following:

At 2138 hours, Pico Rivera Sheriff's Station patrol units were dispatched to a radio call of a male and a female trespassing at a vacant house. Several units responded and contained the house at [redacted] Lexington Gallatin Road, in the City of Pico Rivera. Deputies Steven Huerta and Ariel Castro checked the driveway of the [redacted] house, at [redacted] Lexington Gallatin Road. They saw Subject [redacted] crouched down behind a vehicle parked in the driveway. They ordered Subject [redacted] to show her hands, but she would only present her right hand, not her left, which she kept hidden below the level of the car. Deputy Castro ordered Subject [redacted] to walk out from behind the vehicle and approach him, but Subject [redacted] instead ran down the driveway toward the street.

Deputies Huerta and Castro, who knew other deputies were positioned further down the driveway and in the street, focused their attention toward the top of the driveway where they expected the other suspect may be hiding. Subject [redacted] continued running down the driveway. Deputy Felix ordered Subject [redacted] to stop, but Subject [redacted] continued to run toward her. Deputy Felix attempted to grab Subject [redacted]' left arm, but Subject [redacted] pushed Deputy Felix on the chest with both arms extended. Deputy Felix stepped to the side and Subject [redacted] fell to the ground.

Subject [redacted] attempted to stand up, but Deputies Felix and Guillen pushed her to the ground and held her down. Subject [redacted] kicked her legs wildly, kicking Deputy Felix in the lower leg. Deputy Felix warned Subject [redacted] to stop kicking, or she would use the Taser on her. Subject [redacted] did not heed the warning and Deputy Felix performed a drive-stun with the Taser to Subject [redacted] lower back/hip area.

The application of the Taser had the desired effect of stopping Subject [redacted] from kicking and trying to escape. Deputy Guillen handcuffed her without further incident. Subject [redacted] complained of pain to her right arm. She was transported to Beverly Hospital and found to have suffered a small fracture to the head of the radius bone where it meets the elbow. She was subsequently released to her [redacted] on a citation.

INVOLVED PERSONNEL AND EMPLOYEE WORK HISTORY

Felix, Venus, Deputy Sheriff, #[redacted]
South Patrol Division
Pico Rivera Sheriff's Station

Work History

Date of Employment:	May 11, 2000
Date Assigned to Patrol:	[redacted]
Date Assigned to Pico Rivera Station:	October 26, 2008
Prior Founded Force Incidents:	[redacted]

Equipment

Oleoresin Capsicum (OC) Spray
X26 Taser
Expandable Baton

Guillen, Juan, Deputy Sheriff, #[redacted]
South Patrol Division
Pico Rivera Sheriff's Station

Work History

Date of Employment:	July 16, 2007
Date Assigned to Patrol:	[redacted]
Date Assigned to Norwalk Station:	June 1, 2014
Prior Founded Force Incidents:	[redacted]

Equipment

OC Spray Expandable Baton

SUBJECT INFORMATION

[redacted]

Female, Hispanic, DOB: [redacted] Booking # [redacted] 5'04", 135 pounds

[redacted]

CII # [redacted] MAIN # [redacted] FBI # [redacted]

Note: A copy of Subject [redacted] criminal history is included in the miscellaneous documents section of this case book.

SUBJECT'S INJURIES

Subject [redacted] was examined at the scene by paramedics then transported by radio car to Beverly Hospital, in the City of Montebello. She was examined and treated by Doctor Nadine Konia at the hospital. X-rays of Subject [redacted] were conducted, which showed Subject [redacted] sustained a small right radial fracture (fractured right elbow) **[Exhibit A]**. She was released from the hospital with an "Okay to Book" **[Exhibit B]** and then released on a citation to her [redacted] at Pico Rivera Sheriff's Station. Later, during the IAB interview, Subject [redacted] complained she had sustained minor abrasions on the knuckles of her right hand and on her right knee. She also said she sustained a small scratch on her left elbow during the incident.

DEPUTY PERSONNEL INJURIES

Deputy Felix suffered from slight swelling to her right knee and pain to her left shin. She reported the injuries to Sergeant Jordan, but chose not to be medically evaluated. Sergeant Jordan took photographs of the injuries **[Exhibit C]**. An Employee Injury report was authored regarding the injuries. Deputy Guillen was not injured.

PHYSICAL EVIDENCE

No physical evidence was collected at the scene by IAB investigators. The scene was not held, as there was no significant evidence at the location.

INVESTIGATOR'S OBSERVATIONS

The scene was not held in relation to this force incident. Sergeant Godwin took photographs of the scene **[Exhibit D]**. An aerial photograph of the location from

an internet website was also extracted **[Exhibit E]**. They are included in this case book.

WEAPONS USED BY DEPUTY PERSONNEL

Deputy Felix – Taser.

Deputy Guillen – None.

WEAPONS USED BY SUBJECT [redacted]

Personal Weapons (push, arms, and kicks).

PROPERTY DAMAGE

None

CRIMINAL INVESTIGATOR AND CHARGES FILED

Investigator:	Roverto Valles, #[redacted] Detective, Pico Rivera Sheriff's Station
Charges filed:	Resisting Arrest; 69 PC
Case status:	Case filed on October 23, 2014; pre-plea report hearing set for November 24, 2014
Court:	Los Padrinos Court - #[redacted]

LIGHTING AND WEATHER CONDITIONS

The incident occurred during the time of darkness; however, there was some illumination from a porch light and from spotlights from an air unit. The weather was clear and dry.

SCENE DESCRIPTION

[redacted] Lexington Gallatin Road is a single story, single family residence with an attached garage. The property has a long driveway on the [redacted] property line and is also bordered on the [redacted] property line by a three foot cinderblock wall. The force incident took place at the end of the driveway near the street.

WITNESS STATEMENTS

The following narratives are intended only as a synopsis of the interviews. Additional information and precise wording may be obtained by reviewing the digitally audio recorded interviews and verbatim transcriptions. IAB investigators

reviewed the reports authored by the involved deputies and determined they were consistent with their IAB Administrative Force Review interviews.

SERGEANT JAMES JORDAN

On August 22, 2014, Sergeant James Jordan was interviewed by IAB Sergeants Brian Godwin and Chad Smeltzer at Pico Rivera Sheriff's Station.

Sergeant Jordan stated he was working as the field sergeant at Pico Rivera Sheriff's Station on August 21, 2014. The unit he was working was 150S, Early Morning shift. He responded to the [redacted] block of Lexington Gallatin Road regarding a Trespassing radio call near a vacant house. Information included in the radio call indicated that the disturbing parties consisted of one male and one female **[Exhibit F]**. An air unit also responded and saw two people in the yard of the location. A containment was set up and, soon after, the air unit saw two people running from the location, one westbound and the other northbound. According to the air unit, the person running westbound escaped from the containment, but the person running northbound jumped a wall into the driveway of the residence north of the location. Sergeant Jordan said he was positioned to the rear of the location on a containment spot. He went around to the front of the location when he heard via radio that deputies were going to make an entry into the vacant house to clear it.

When Sergeant Jordan went to the front of the location, he saw Subject [redacted] being detained in the backseat of a radio car. Deputies Felix and Guillen verbally reported their use of force on Subject [redacted]. He attempted to talk to Subject [redacted], but she seemed to be focused on laying on her back in the backseat of the patrol car and kicking a light on the car ceiling. Sergeant Jordan asked Subject [redacted] if she was injured. Subject [redacted] responded by saying that her right elbow hurt and she had injured it when she tripped and fell in the street.

Note: The conversation between Sergeant Jordan and Subject [redacted] was not recorded.

Paramedics were summoned to the scene and Subject [redacted] was medically examined. Subsequently, Subject [redacted] was transported to Beverly Hospital, via ambulance, with Deputy Guillen in the back of the ambulance and Deputy Huerta following in his patrol car. Sergeant Jordan drove to Pico Rivera Sheriff's Station and picked up the watch commander, Lieutenant Alexandro Villanueva. He then drove to Beverly Hospital and contacted Subject [redacted] who was laying on a gurney in a room. Sergeant Jordan noticed Subject [redacted] right elbow appeared to be slightly swollen and discolored. He also noticed minor abrasions on her left knuckles and a slight abrasion on her right lower back area. Sergeant Jordan videotaped Subject [redacted] as Lieutenant Villanueva interviewed her regarding the incident; however, Subject [redacted] appeared to

be reluctant to speak on video and did not respond to Lieutenant Villanueva's questions **[Exhibit G]**.

After the brief interview, Sergeant Jordan spoke to Doctor Konia. Doctor Konia said Subject [redacted] told her that she had hurt her elbow when she tripped and fell. The elbow pain was her chief complaint of pain at the time. Deputy Huerta also told Sergeant Jordan that he heard Subject [redacted] tell Doctor Konia that she hurt her right elbow when she tripped and fell in the street. After being medically treated at the hospital, Subject [redacted] received an "Okay to Book" and was transported to Pico Rivera Sheriff's Station where she was released to her [redacted] on a citation.

Deputy Felix reported to Sergeant Jordan that she was injured during the use of force incident. She complained of pain to her left shin and had an approximately quarter sized abrasion on her right kneecap. He took photographs of the injury on the knee and the left shin area.

DEPUTY VENUS FELIX

Deputy Venus Felix authored a Supplemental Report **[Exhibit H]** *regarding her actions and observations. One photograph* **[Exhibit I]** *of the incident scene was used during Deputy Felix' IAB interview to establish a more precise location of the occurrence of the incident.*

On October 14, 2014, Deputy Felix was interviewed by IAB Sergeants Brian Godwin and Chad Smeltzer. The interview was conducted at the IAB office. Deputy Felix was represented by Mitchell Kander from the law firm of Green & Shinee.

Deputy Felix stated she was working a Pico Rivera patrol unit on August 21, 2014. She responded to a radio call of a possible trespassing/burglary taking place at [redacted] Lexington Gallatin Road, in the City of Pico Rivera, as an assisting unit.

> **Note: There was some confusion about the actual address of the radio call, as the address of the location ([redacted] Lexington Gallatin Road) did not appear in the call. The location given was, "A vacant house, [redacted] from informant." The informant's address was [redacted]**

Deputy Felix took a containment position on the north side of the location. An air unit was overhead and made announcements for anybody inside the vacant house at the location to come out. The air unit announced that a suspect jumped over a wall into the driveway of [redacted] Lexington Gallatin Road to the north of the location. She moved toward that house along with Deputies Guillen, Castro, and

Huerta. Deputies Guillen, Castro, and Huerta moved into the front yard of the house while she stayed in the street at the foot of the long driveway.

Although the area was dark, Deputy Felix saw Subject [redacted] emerging from behind a car parked in the driveway because of illumination from other deputies' flashlights and the air unit's spotlight. She heard Deputy Huerta giving Subject [redacted] verbal commands to walk toward him. Subject [redacted] walked down the driveway with her hands up. When she reached the front of a pickup truck, which was also parked in the driveway, she suddenly sprinted down the driveway, toward the street, along the driver's side of the truck. Deputy Felix was positioned to the rear of the pickup truck and the other deputies were positioned toward the front of the pickup truck on the passenger side.

Deputy Felix stepped in front of Subject [redacted] and yelled at her to stop. She grabbed Subject [redacted] upper left arm, but could not get a good grip of the arm as Subject [redacted] raised both arms and tried to push or tackle Deputy Felix. As she was being pushed, Deputy Felix took a step back and to the side, in an attempt to deflect Subject [redacted] push. Deputy Felix described the push to her chest as being hard enough to knock her to the ground if she had not taken a step back. Subject [redacted] momentum caused her to fall on the ground as Deputy Felix deflected her. As she fell, Subject [redacted] tore the radio microphone off of Deputy Felix' uniform shirt. Subject [redacted] fell face down on the ground and let the radio microphone go. Subject [redacted] got back to her feet and attempted to run away. Deputy Felix grabbed Subject [redacted] upper right arm and told her to get back on the ground.

Deputy Guillen arrived to assist and grabbed Subject [redacted] left arm from the front. Deputies Felix and Guillen pulled Subject [redacted] to the ground as Subject [redacted] waived her arms and kicked at them. Deputy Felix accomplished her part of the takedown by holding Subject [redacted] right upper arm and pulling her toward the ground. Deputy Guillen used his bodyweight to keep Subject [redacted] on the ground as she kicked her legs. Deputy Felix attempted to control Subject [redacted] legs, to avoid being kicked, by holding her legs down. Subject [redacted] kicks were coming dangerously close to Deputy Felix' face. Deputy Felix ordered Subject [redacted] to stop kicking her legs, but Subject [redacted] responded by yelling, "Fuck you!" Deputy Felix once again ordered Subject [redacted] to stop kicking and warned her, "If you don't stop, I'm gonna Tase you!" Subject [redacted] did not heed the warning, and continued to kick her legs making contact with Deputy Felix' left shin.

In response to Subject [redacted] continued assault, Deputy Felix removed the cartridge from her Taser and performed a drive stun to Subject [redacted] right hip area which was exposed between the top of her pants and bottom of her shirt. She performed the drive stun with the Taser for approximately two to three seconds. Deputy Felix chose to perform the drive stun as opposed to using the normal mode because she was so close to Subject [redacted] and she was

cognizant of the fact that the darts would not have the proper spread to make the Tasing effective. The drive stun caused Subject [redacted] to stop kicking and to comply with her orders. Deputy Guillen completed an unresisted handcuffing of Subject [redacted] without further incident. Deputies Felix and Guillen helped Subject [redacted] get to her feet, escorted her to a nearby patrol car, and secured her in the back seat.

Deputy Felix said she was carrying a collapsible baton on her belt during the use of force. She did not consider using the baton. Deputy Felix was also carrying Oleoresin Capsicum (OC) spray on her belt. She did not use the OC spray because Deputy Guillen was positioned near Subject [redacted] upper body and she did not want to contaminate him with the spray.

Deputy Felix reported her use of force and what she witnessed to Sergeant Jordan within minutes of the incident. She summoned paramedics via radio, they responded and examined Subject [redacted]. Subject [redacted] was then transported to the hospital by Deputies Huerta and Guillen.

DEPUTY JUAN GUILLEN

Deputy Juan Guillen authored a Supplemental Report **[Exhibit J]** *regarding his actions and observations.*

On October 14, 2014, Deputy Guillen was interviewed by IAB Sergeants Brian Godwin and Chad Smeltzer. The interview was conducted at the IAB office. Deputy Guillen was represented by Mitchell Kander from the law firm of Green & Shinee.

Deputy Guillen stated he was working a Pico Rivera Sheriff's Station patrol unit with his [redacted] Deputy Huerta, on August 21, 2014. They responded to [redacted] Lexington Gallatin Road, in the City of Pico Rivera, as an assisting unit, regarding a radio call of a possible trespassing/burglary taking place at the location. He heard an air unit announce that a suspect had jumped over a wall going northbound from the location. Deputy Guillen was in the south part of the driveway when he heard Deputy Huerta ordering somebody to put their hands up and walk in his direction. Seconds after hearing Deputy Huerta's commands, Deputy Guillen saw Subject [redacted] walking toward him down the driveway. He could see Subject [redacted]' had her right hand in the air, but her left hand was near her waistband and he could not see it clearly because of the lack of illumination.

As Subject [redacted] neared Deputy Guillen, she began sprinting past him and toward Deputy Felix, who was standing behind him. Deputy Guillen turned around and saw Subject [redacted] push Deputy Felix hard enough to knock Deputy Felix back. Deputy Guillen saw Subject [redacted] fall to the ground after she pushed Deputy Felix. As Subject [redacted] lay face down on the ground,

Deputy Guillen saw that she was attempting to rise up by pushing herself off the ground with her arms. Deputy Guillen rushed over and put his body weight on her upper torso to prevent her from getting up.

As Deputy Guillen held Subject [redacted] down, he saw her wildly kicking her legs. He heard Deputy Felix order Subject [redacted] several times to stop kicking. He saw Deputy Felix attempting to restrain Subject [redacted] legs by grabbing at them with her hands, but she was unsuccessful in controlling them. Deputy Guillen heard Deputy Felix order Subject [redacted] to stop kicking or she would use the Taser on her. Subject [redacted] continued to kick her legs after Deputy Felix ordered her to stop. He heard the sound of a Taser activating for approximately four seconds as Deputy Felix held the Taser to Subject [redacted] body. After the activation of the Taser, Subject [redacted] stopped kicking and allowed him to handcuff her. Deputies Guillen and Felix assisted Subject [redacted] to her feet and escorted her to a nearby radio car. He immediately reported his use of force to Sergeant Jordan who had arrived at the scene soon after the use of force.

Deputy Guillen said he was wearing a collapsible baton on his belt during the use of force incident. He did not use the baton because he was concentrating on keeping Subject [redacted] from standing up. Deputy Guillen was carrying OC spray during the incident, but did not use it because he felt he had Subject [redacted] upper torso under control. He did not remember if he was carrying a Taser or not.

Paramedics were summoned to the scene and they arrived shortly after to examine Subject [redacted]. Deputies Guillen and Huerta escorted Subject [redacted] to the hospital for an examination. He did not see any injuries on Subject [redacted], nor did he hear her complain of any injury or pain.

DEPUTY STEVEN HUERTA

Deputy Steven Huerta authored a Supplemental Report **[Exhibit K]** *regarding his actions and observations. One photograph* **[Exhibit L]** *of the incident scene was used during Steven Huerta's IAB interview to establish a more precise location of the occurrence of the incident.*

On October 14, 2014, Deputy Huerta was interviewed by IAB Sergeants Brian Godwin and Chad Smeltzer. The interview was conducted at the IAB office. Deputy Huerta was represented by Mitchell Kander from the law firm of Green & Shinee.

Deputy Huerta stated he was working with his [redacted] Deputy Juan Guillen, on August 21, 2014. They were working unit 152E and responded to a radio call of a possible trespassing/burglary at [redacted] Lexington Gallatin Road, in the City of Pico Rivera, as an assisting unit. After arriving at the location, he heard the air

unit announce that someone was going over the wall from the location into [redacted] Lexington Gallatin Road. He was standing in the north part of the driveway near the front yard of the indicated house. He saw Subject [redacted] crouched down behind a vehicle in the driveway off to his south. Deputy Castro was standing directly behind him, and Deputy Guillen was approximately five feet to the south.

Deputy Huerta illuminated Subject [redacted] with a flashlight attached to the shotgun he was holding. Subject [redacted] stood up, but was still partially crouched behind a vehicle parked in the driveway. He ordered her to show her hands as she began walking out from behind the vehicle, but she only raised her right hand, keeping her left hand below his line of sight. Subject [redacted] walked down the driveway toward the street. As she walked almost parallel to Deputy Huerta, Subject [redacted] sprinted toward the street. Deputy Huerta turned his attention to the back part of the driveway because the air unit had announced that the other suspect was in the back of the property. He also knew Deputies Felix and Guillen were in the street and would be sufficient to detain Suspect [redacted]. Deputy Huerta did not see any physical contact or use of force involving Deputies Guillen and Felix and Subject [redacted]

After Subject [redacted] ran past Deputy Huerta, he and Deputy Castro moved into the back yard of the residence and checked it for the outstanding suspect. They then went and cleared the vacant house, checking for the other suspect. He returned to the front of the property and ended up transporting Subject [redacted] to Beverly Hospital. He did not see any injuries to Subject [redacted] person, but she mentioned several times that her right arm hurt. He heard Subject [redacted] talking to Doctor Konia about the pain to her right arm and that she injured it while running from the deputies. Subsequently, Subject [redacted] was issued an "Okay to Book." He and Deputy Guillen transported her to Pico Rivera Sheriff's Station.

DEPUTY ARIEL CASTRO

Deputy Ariel Castro authored a Supplemental Report **[Exhibit M]** *regarding his actions and observations. One photograph* **[Exhibit N]** *of the incident scene was used during Deputy Castro's IAB interview to establish a more precise location of the occurrence of the incident.*

On October 14, 2014, Deputy Castro was interviewed by IAB Sergeant's Brian Godwin and Chad Smeltzer. The interview was conducted at the IAB office. Deputy Castro was represented by Mitchell Kander from the law firm of Green & Shinee.

Deputy Castro stated he was working unit 151A on August 21, 2014, at Pico Rivera Sheriff's Station. He was assigned the handle on a radio call of a possible trespassing/burglary occurring at a vacant house at [redacted] Lexington Gallatin Road, in the City of Pico Rivera. Deputy Castro saw Subject [redacted] standing

in the driveway of [redacted] Lexington Gallatin Road. Deputy Castro was standing near the foot of the driveway, near the street. He was standing next to Deputy Huerta. Deputies Guillen and Felix were standing on the other side of the driveway behind a parked vehicle.

Deputy Castro ordered Subject [redacted] to put her hands up, but she ignored the command. He then ordered Subject [redacted] to walk toward him, but she again ignored him. Suddenly, Subject [redacted] sprinted down the driveway toward the street. Deputy Castro saw that Deputies Felix and Guillen were in the area Subject [redacted] was running toward so he directed his attention back to the rear of the house.

Deputy Castro heard deputies yelling at somebody to get down, but he did not see the use of force incident. During the time he was at the location, Deputy Castro coordinated much of the incident via radio, mostly with the air unit **[Exhibit O]**. After Subject [redacted] had been detained, he saw her being transported to the hospital via ambulance, with Deputies Huerta and Guillen escorting her. After the hospital visit, Subject [redacted] was brought to the Pico Rivera Sheriff's Station where she was released on a citation to her [redacted]

[redacted]

On August 22, 2014, IAB Sergeant Brian Godwin interviewed [redacted] at her home. Ms. [redacted] lives at [redacted] the street from the vacant house referred to in this incident. The night before, on August 21, 2014, at approximately 2115 hours, she heard people arguing near the vacant house. She called the Sheriff's Department and reported that she thought the disturbing parties were on drugs **[Exhibit P]**. Deputies arrived approximately half an hour later. She saw a helicopter overhead and heard the air unit ordering anybody inside the vacant house to come out. She saw four or five police cars parked in the street near the location. Subsequently, she heard a female wildly screaming inside a police car, "I know I have human rights. I want my human rights!" Approximately 20 minutes later, an ambulance arrived. The female was inside the ambulance, still yelling. She never saw any contact between the female and the deputies.

[redacted]

On August 22, 2014, IAB Sergeants Brian Godwin and Chad Smeltzer interviewed [redacted] at his home. He lives at [redacted]. On the night before, August 21, 2014, he saw a male walking up the street, holding a spray can. The male was walking with an unsteady gait. About an hour later, at approximately 2130 hours, the male came back, this time walking with a female. He saw them trying to force open the door of the vacant house [redacted] the street. He told his [redacted], to call the Sheriff's Department. He saw a helicopter arrive and shine its spotlight on the vacant

house. Seconds later, deputies arrived in patrol cars. He heard someone announcing, "This is the Sheriff's Department. Just please put your hands up and get out." Subsequently, he heard a female screaming that she had her rights and she wanted some water. The female was in the backseat of a patrol car. He did not see the deputies arresting the female nor having any physical contact with her.

[redacted]

On August 22, 2014, Sergeants Brian Godwin and Chad Smeltzer interviewed [redacted] at her home at [redacted] Her house is [redacted] the street from [redacted] Lexington Gallatin Road, where the use of force took place. She stated that on August 21, 2014, at approximately 2200 hours, she had gone to bed, but heard a helicopter and saw its lights in her [redacted] She saw a "blonde lady" sitting on the lawn across the street. She saw several patrol cars in the streets. She saw some deputies talking to a female and heard somebody screaming, but saw no contact between the deputies and the female.

[redacted]

On August 22, 2014, Sergeants Brian Godwin and Chad Smeltzer interviewed [redacted] at his home at [redacted] He stated that he was home on August 21, 2014, at approximately 2200 hours. He saw two or three deputies standing [redacted] the street from his house. He heard a helicopter overhead, but did not hear anyone yelling or screaming. He did not see any contact between the deputies and anyone else. He stated that the whole incident was concluded in less than 30 minutes.

[redacted]

On August 22, 2014, Sergeants Brian Godwin and Chad Smeltzer interviewed [redacted] at her home at [redacted]. It was the driveway of her home where Subject [redacted] had been hiding behind some cars. On August 21, 2014, at approximately 2200 hours, she looked out her front window and saw a helicopter flying overhead and patrol cars arriving. She heard an announcement for whoever was next door to come out with their hands up. Witness [redacted] observed some police officers walking on her driveway and saw that they had firearms, so she got away from the window. Later, she heard that a woman who was in her driveway had been arrested. Afterwards, she talked to some deputies who told her they wanted to check her backyard to make sure a man, who had possibly climbed her back wall, was not in the backyard. The deputies searched her backyard.

Witness [redacted] heard a female screaming in her driveway and then later saw a female "spread eagle" on a car and then sitting on a curb, but she did not see any contact between the deputies and the female.

SUBJECT'S STATEMENT

WATCH COMMANDER INTERVIEW OF [redacted]

On August 21, 2014, Subject [redacted] was interviewed by Pico Rivera Sheriff's Station Watch Commander, Lieutenant Alexandro Villanueva, at Beverly Hospital in the City of Montebello. The interview was video recorded by Pico Rivera Sheriff's Station, Sergeant James Jordan **[Exhibit G].**

Subject [redacted] stated, "Nothing" happened, but she was at the hospital because she got hurt. She stated her arm hurt, but she would not answer any other questions posed to her by Lieutenant Villanueva.

IAB INTERVIEW OF SUBJECT [redacted]

On August 22, 2014, Subject [redacted] was interviewed by IAB Investigators, Sergeant Brian Godwin and Sergeant Chad Smeltzer at her home at [redacted] Subject [redacted] was present during the interview.

Subject [redacted] said that on August 21, 2014, she told her [redacted] that they should take a walk. Their [redacted] were mad at him because he messed up their house while they were out of town. They were walking in front of a vacant house when she saw a helicopter flying overhead. It was dark, but she did not know what time it was. She thought the police were out to get her [redacted] so she told him to leave and she would stay. Her [redacted] ran toward the back of the vacant house and she jumped over a wall and onto the property of the house [redacted]. Her [redacted] had already left, and she was hiding behind a bush. She decided to try to climb a fence into the backyard, but could not get over it because the fence was too high.

Subject [redacted] walked toward the front of the house and some deputies, with guns drawn, told her to put her hands up. She put one of her hands up. She saw approximately eight deputies in front of the house. She did not want to get in trouble and wanted to get away, so she ran. As she was running down the driveway, she slipped and lost her balance. She was then grabbed by two or three deputies and put down on the ground. She fell, with both arms impacting the ground and then the deputies twisted her right arm.

One of the deputies involved was a male with a last name starting with a "G." A female, Deputy Felix, said, "Do you want me to Tase you? Do you want me to Tase you?" Subject [redacted] did not respond, but continued to move her legs and try to stand up. Deputy Felix then Tased her in the right lower back. She felt a shock going through her whole body from the Taser. After being Tased, Subject [redacted] allowed the deputies to handcuff her. Subject [redacted] stated

she was not shot with Taser darts, but the Taser was in direct contact with her skin. She was then picked up and put in the back of a police car. A light on the ceiling of the car was shining in her face and she felt hot, so she tried to cover the light with her foot as she lay on the backseat.

Subject [redacted] stated paramedics arrived to examine her. Initially, she told the paramedics that she was not injured, but then her arm started to hurt and she told them she needed medical attention. She was then transported to Beverly Hospital via ambulance and was examined by a doctor. Her right arm was bandaged by a nurse. She was transported to the Sheriff's station and released to her [redacted] at 0600 or 0630 hours.

Subject [redacted] said her right elbow was fractured. She also stated the knuckles of both hands, both knees, and her left arm had minor scrapes. Sergeant Godwin took photographs of the injuries **[Exhibit Q]**. Subject [redacted] indicated that her left ring finger might be broken and that she had gone to her own doctor for treatment and x-rays today **[Exhibit R]**.

> **Note: The x-rays taken of Subject [redacted] right wrist and left hand revealed no fractures or dislocations.**

Subject [redacted] said that none of the injuries were pre-existing, they all stemmed from the incident with the deputies.

> **Note: Subject [redacted] medical records from Beverly Hospital showed that she received x-rays to her right elbow and that she had a small linear fracture in the radial head with a resultant joint effusion [Exhibit A].**

ADDITIONAL INFORMATION

Pico Rivera Sheriff's Station, Detective Roverto Valles, was the handling investigator for the criminal portion of this case. He authored a supplemental report regarding the filing of criminal charges against Subject [redacted] **[Exhibit S]**.